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October 4, 2001

Attn: Customer Service Center,
Initial Patent Examination Division
Commissioner for Patents
Washington, D.C. 20231

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to:
Commissioner for Patents,
Washington, D.C. 20231

on October 10, 2001
Chris Ray
Signature Chris Ray

Re: Applicant(s): Russell H. Fish III
Serial No. 09/887,391
Filing Date: June 22, 2001
For: DISTRIBUTED MEANS OF ORGANIZING AN ARBITRARILY LARGE
NUMBER OF COMPUTERS
Docket No.: 52803-1

Dear Sir:

Transmitted for filing with the Patent and Trademark Office are the following documents for the above-referenced patent application:

1. Response to Notice to File Corrected Application Papers
2. Copy of Notice to File Corrected Application Papers
3. Substitute Drawing Figures 1A, 3B, 4-8B, 9A(5), and 9B-12
4. Preliminary Amendment with Appendix Page
5. Acknowledgment Postcard

Please address all communications related to this to:

Spencer C. Patterson, Esq.
Jenkins & Gilchrist, P.C.
1445 Ross Avenue, Suite 3200
Dallas, Texas 75202-2799

In the event there is an under or over payment, please debit or credit our Deposit Account #10-0447.

Respectfully submitted,

Spencer C. Patterson
Registration No. 43,849

SCP:cr
Enclosure(s)



PATENT APPLICATION
Docket No. 52803-1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of: Russell H. Fish III

Serial No.: 09/887,391

Filed: June 22, 2001

For: **DISTRIBUTED MEANS OF ORGANIZING AN ARBITRARILY LARGE
NUMBER OF COMPUTERS**

Attn: Customer Service Center, Initial Patent
Examination Division
To The Honorable Commissioner for Patents
Washington, D.C. 20231

I hereby certify that this correspondence is being deposited with the United
States Postal Service as first class mail in an envelope addressed to:
Commissioner for Patents,
Washington, D.C. 20231

on October 10, 2001

Chris Ray
Signature Chris Ray

Dear Sir:

RESPONSE TO NOTICE TO FILE CORRECTED APPLICATION PAPERS

In response to the Notice to File Corrected Application Papers mailed by the Application
Branch on August 21, 2001, the Applicant submits herewith a Preliminary Amendment to remove
the reference to Figure 10D; and 32 sheets of Substitute Drawings in compliance with 37 CFR
1.84(g).

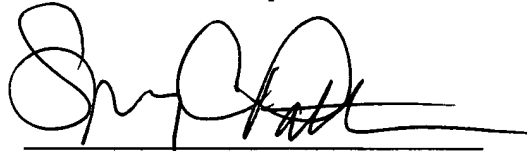
PATENT APPLICATION

Docket No. 52803-1

It is respectfully submitted that no additional parts are required to be filed with regard to the above-referenced application, and the application should therefore be processed accordingly.

Respectfully submitted,

JENKENS & GILCHRIST,
A Professional Corporation

A handwritten signature in black ink, appearing to read 'Spencer C. Patterson', written over a horizontal line.

Spencer C. Patterson
Registration No. 43,849

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| APPLICATION NUMBER | FILING/RECEIPT DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NUMBER |
|--------------------|---------------------|-----------------------|------------------------|
| 09/887,391 | 06/22/2001 | Russell H. Fish III | 52803-1 |

Spencer C. Patterson, Esq.
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CONFIRMATION NO. 7165

FORMALITIES LETTER



OC000000006451280

Date Mailed: 08/21/2001

NOTICE TO FILE CORRECTED APPLICATION PAPERS

Filing Date Granted

This application has been accorded an Application Number and Filing Date. The application, however, is informal since it does not comply with the regulations for the reason(s) indicated below. Applicant is given **TWO MONTHS** from the date of this Notice within which to correct the informalities indicated below. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a)

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
 - drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. (5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch);

The following item(s) appear to have been **omitted** from the application:

- Figure(s) 10D described in the specification.

I. Should applicant contend that the above-noted omitted item(s) was in fact deposited in the U.S. Patent and Trademark Office (USPTO) with the nonprovisional application papers, a copy of this Notice and a petition (and \$130.00 petition fee (37 CFR 1.17(h))) with evidence of such deposit **must** be filed within **TWO MONTHS** of the date of this Notice. The petition fee will be refunded if it is determined that the item(s) was received by the USPTO.

II. Should applicant desire to supply the omitted item(s) and accept the date that such omitted item(s) was filed in the USPTO as the filing date of the above-identified application, a copy of this Notice, the omitted item(s) (with a supplemental oath or declaration in compliance with 37 CFR 1.63 and 1.64 referring to such items), and a petition under 37 CFR 1.182 (with the \$130.00 petition fee (37 CFR 1.17(h))) requesting the later filing date **must** be filed within **TWO MONTHS** of the date of this Notice.

III. The failure to file a petition (and petition fee) under the above options (I) or (II) within **TWO MONTHS** of the date of this Notice (37 CFR 1.181(f)) will be treated as a constructive acceptance by the applicant of the application as deposited in the USPTO. **THIS TWO MONTH PERIOD IS NOT EXTENDABLE UNDER 37 CFR 1.136(a) or (b).** In the absence of a timely filed petition in reply to this Notice, the application will maintain a filing

date as of the date of deposit of the application papers in the USPTO, and original application papers (*i.e.*, the original disclosure of the invention) will include only those application papers present in the USPTO on the date of deposit.

In the event that applicant elects not to take action pursuant to options (I) or (II) above (thereby constructively electing option (III)), amendment of the specification to renumber the pages consecutively and cancel incomplete sentences caused by any omitted page(s), and/or amendment of the specification to cancel all references to any omitted drawing(s), relabel the drawing figures to be numbered consecutively (if necessary), and correct the references in the specification to the drawing figures to correspond with any relabelled drawing figures, is required. Any drawing changes should be accompanied by a copy of the drawing figures showing the proposed changes in red ink. Such amendment and/or correction to the drawing figures, if necessary, should be by way of preliminary amendment submitted prior to the first Office action to avoid delays in the prosecution of the application.

*A copy of this notice **MUST** be returned with the reply.*



Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE